

My comments only pertain to XM Satellite Radio.

This petition for Declaratory Ruling is ridiculous and should be dismissed. Part one addresses content delivery and locations; this is not an issue due to how XM's signal is broadcast. Simply put, ONE signal from the the XM headquarters in Washington DC is sent to two satellites at the same time to be delivered to the continental United States.

Ground based repeaters are used in some cities to receive this signal and re-broadcast it in a manner similar to an FM or AM broadcast even though the signal is still in the S-Band designated for satellite radio. These repeaters are only used in an attempt to offset the reception problems caused by tall buildings in urban areas.

The bottom line is that it is not possible for one area of the United States to receive one content while another area receives a different content.

As for the second argument in the petition, content that is pertinent to one locality being broadcast nationally, this too should be dismissed. Who cares if I can listen to content that is meant for a different city other than the one I am living in. I like the fact that I can listen to the information for New York City even though I might be in Orlando.

The net effect of this petition from the National Association of Broadcasters is feeble attempt to stop the slow and inevitable process of listeners migrating to a better version of radio than the plain, and outdated FM and AM radio. Rather than attempting to make changes or improvements to their existing method of broadcasting, they are attempting this legal action that has no merit in my opinion.

Please put a stop to these attacks on satellite radio once and for all by denying this petition.